

# **Exhibit “3”**



99-2-07850-6 40804654 ORGPSJ 07-03-13



IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF PIERCE

DAVID MOELLER, individually and as the  
representatives of all persons similarly  
situated,

Plaintiffs,

v.

FARMERS INSURANCE COMPANY OF  
WASHINGTON and FARMERS  
INSURANCE EXCHANGE,

Defendants.

NO. 99-2-07850 6

ORDER GRANTING PLAINTIFFS'  
MOTION FOR PARTIAL SUMMARY  
JUDGMENT ON FARMERS' DEFENSE  
THAT AN EXCLUSION APPLIES TO THE  
LOSS

THIS MATTER having come on regularly for hearing on upon the Plaintiffs'  
Motion for Partial Summary Judgment on Certain Affirmative Defenses of Defendants;  
the parties appearing through their respective counsel; and the Court having reviewed and  
considered the following pleadings:

1. Plaintiff's Plaintiffs' Motion for Partial Summary Judgment on Farmers'  
Defense That an Exclusion Applies to the Loss;
2. Declaration of Stephen M. Hansen;
4. Defendants' Opposition to Motion for Partial Summary Judgment on  
Farmers' Defense That an Exclusion Applies to the Loss;
5. Declaration of Rita V. Latsinova;

ORIGINAL

ORDER GRANTING PLAINTIFFS'  
PARTIAL SJ MOTION RE: EXCLUSION- 1

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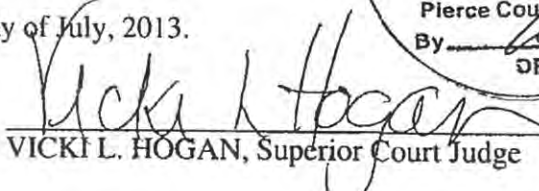
6. Plaintiff's Reply to Defendants' Opposition;
7. Plaintiffs' Supplemental Opposition and
7. Plaintiff's Supplemental Reply (dated July 1, 2013); and
8. Supplemental Declaration of Stephen M. Hansen (dated July 1, 2013); and
9. Supplemental Declaration of Stevan D. Phillips (dated July 1, 2013);

and the Court having further considered the statements and arguments of counsel and  
deeming itself fully advised; NOW, THEREFORE, it is hereby

ORDERED, ADJUDGED AND DECREED as follows:

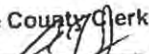
1. Plaintiff's Motion for Summary Judgment is GRANTED.

DONE IN OPEN COURT this 2<sup>nd</sup> day of July, 2013.

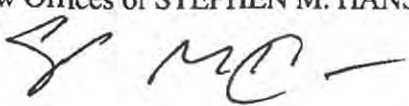
  
VICKI L. HOGAN, Superior Court Judge

FILED  
DEPT. 5  
IN OPEN COURT

JUL - 2 2013

Pierce County Clerk  
By   
DEPUTY

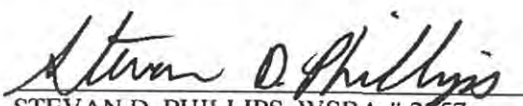
Presented by:

Law Offices of STEPHEN M. HANSEN,  
PS 

STEPHEN M. HANSEN WSBA #15642  
Of Attorneys for Class

Approved as to form:

STOEL RIVES, LLP

  
STEVAN D. PHILLIPS, WSBA # 2257  
Of Attorneys for Defendants

ORDER GRANTING PLAINTIFFS'  
PARTIAL SJ MOTION RE; EXCLUSION- 2

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